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Attorneys for Defendants

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

MARK BURDETT,

Plaintiff,

v.

CITY AND COUNTY OF SAN
FRANCISCO, *et al.*,

Defendants.

Case No. C-06-720-JCS

**STIPULATION AND ~~[PROPOSED]~~
ORDER CONTINUING DEADLINE FOR
SUBMISSION OF DISCOVERY DISPUTE
LETTER**

Trial Date: May 14, 2007

WHEREAS the cutoff date for written non-expert discovery was October 31, 2006; and

1 WHEREAS the Court (Hon. Joseph C. Spero) requires that the parties meet and confer to
 2 narrow and attempt to resolve discovery disputes, and thereafter brief any remaining disputes to
 3 the Court by letter as a way of initiating any Motions to Compel; and

4 WHEREAS the Court treats the submission of such a letter as the effective date on which
 5 a party initiates a Motion to Compel; and

6 WHEREAS by operation of Civil Local Rule 26-2, which requires that any Motion to
 7 Compel be filed no later than seven days after the discovery cutoff date, so that November 7,
 8 2006 is the cutoff date for filing any Motion to Compel in this case, and therefore, for submitting
 9 such a discovery letter to the Court; and

10 WHEREAS the parties have been meeting and conferring, but have not completed the
 11 process, and remain hopeful they can further narrow their discovery disputes; and

12 WHEREAS the parties called and spoke to the Court (Hon. Joseph C. Spero) today,
 13 November 7, 2006, and all parties, including the Court, are in agreement that the parties may
 14 take until November 20, 2006 (i.e. after the next status conference set for November 17, 2006) to
 15 submit such a discovery letter;

16 The parties, through their undersigned counsel, hereby stipulate and agree that the
 17 deadline for submitting a discovery letter to the Court, and thereby initiating any Motions to
 18 Compel, is continued from November 7, 2006 to November 20, 2006.

19
 20 Respectfully Submitted,

21 DATED: November 7, 2006

22 By: /s/ - Ben Rosenfeld
 23 BEN ROSENFELD
 Attorneys for Plaintiff

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1 DATED: November 7, 2006

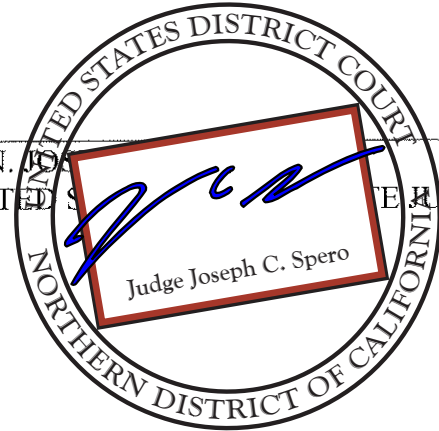
2 DENNIS J. HERRERA
3 City Attorney
4 JOANNE HOEPER
5 Chief Trial Deputy
6 ELIZABETH DEELEY
7 Deputy City Attorneys

8 By: /s/ Elizabeth Deeley
9 ELIZABETH DEELEY
10 Attorneys for Defendants

11 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

12 Dated: November 8, 2006

13 HON. JUDGE
14 UNITED STATES DISTRICT COURT
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